



United States
Department of
Agriculture

Forest
Service

Region One

Northern Region
200 East Broadway
Missoula, MT 59802

File Code: 1570 (215)
#12-01-00-0038

Date: February 1, 2012

Kerry White
Citizens for Balanced Use
4000 Blackwood Road
Bozeman, MT 59718

CERTIFIED MAIL RECEIPT: 7011 0110 0001 4030 2270

Dear Mr. White:

I have received your appeal, on behalf of Citizens for Balanced Use (CBU), of the Clearwater Travel Plan Record of Decision (ROD), signed by the Forest Supervisor of the Clearwater National Forest.

While you submitted comments during the scoping period in December 2007, you did not submit comments on the draft Environmental Impact Statement (DEIS). In your appeal you state, "CBU was never notified or contacted after the scoping document was released on this action." My review of the project record shows that on July 2, 2009, the Clearwater NF sent hard copies of the DEIS to local organizations and agencies. CBU is on the list of organizations contacted and a hard copy DEIS was sent to P.O. Box 606, Gallatin Gateway, MT 59730. This was the address provided when CBU submitted comments during the scoping period.

36 CFR 215.11

Who may participate in appeals

(a) ...an appeal pursuant to this part may be filed by any person who, or any non-Federal organization or entity that has met either of the following criteria:

- (1) Submitted written comment in response to a project draft Environmental Impact Statement; or
- (2) Provided comment or otherwise expressed interest in a particular proposed action by the close of the comment period specified in 36 CFR 215.6.

Because you did not submit comments during the comment period for the Clearwater Travel Plan DEIS, I am dismissing your appeal without further review in accordance with 36 CFR 215.16(a)(6).

Questions regarding the processing of your appeal should be directed to Raymond Smith, Regional Appeals Coordinator, at (406) 329-3381.

Sincerely,

JANE L. COTTRELL
Deputy Regional Forester

For

cc: Lois R Hill, Norma Staaf, Rick Brazell, Ray G Smith

